THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.4551 OF 2007

O R D E R *(Per the Hon'ble Sri Justice Bilal Nazki):*

The petitioner is aggrieved of a demand notice charging property tax. The petitioner submits that it is running a School imparting education up to 10th class. As such the respondent does not have any authority to recover tax from it as the buildings which house the School up to 10th class are exempt from property tax.

Smt G.Jhansi, learned Standing Counsel, takes notice on behalf of the respondent. This matter, according to the learned counsel for the parties, is covered by a Full Bench judgment of this Court, dated 28-12-2006, passed in Writ Petition No.4214 of 2006 and batch.

This is a matter which will have to be considered by the respondent as to whether the petitioner is entitled to exemption in terms of the Full Bench Judgment or not. As such, we dispose of the writ petition granting liberty to the petitioner to move a representation before the respondent, within a period of two weeks from today, if he had not already filed as it is submitted by learned counsel for the respondent that a representation has already been filed by the petitioner. The respondent may consider the representation of the petitioner in the light of the Full Bench judgment of this Court supra and pass appropriate orders. Till the representation is decided by the respondent, the impugned demand notice may not be given effect to.

No order as to costs.

(Bilal Nazki,J)

Dated 6th March, 2007

(Nooty Ramamohana Rao,J)

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